

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JAMELIA FAIRLEY and ASHLEY REDDICK,
on behalf of themselves and all those similarly
situated,

Plaintiffs,

v.

McDONALD'S CORPORATION,
McDONALD'S USA, LLC,
and McDONALD'S RESTAURANTS OF
FLORIDA, INC.

Defendants.

Case No. 20-CV-02273

Hon. Franklin U. Valderrama

Magistrate Judge Susan E. Cox

**AGREED MOTION FOR LEAVE TO FILE OPPOSITION TO
PLAINTIFFS' MOTION TO COMPEL**

Defendants McDonald's Corporation, McDonald's USA, LLC, and McDonald's Restaurants of Florida, Inc. submit this agreed motion for leave to file the attached Opposition to Plaintiffs' Motion to Compel Responses to Their Sixth Set of Requests for Production. Ex. A. In support of this motion, Defendants state as follows:

1. On March 28, 2023, Named Plaintiffs Jamelia Fairley and Ashley Reddick filed a Motion to Compel Responses to Their Sixth Set of Requests for Production. ECF No. 100.
2. The Court has set a hearing on Plaintiffs' motion to compel for April 5, 2023. Minute Entry, Mar. 29, 2023, ECF. No. 102.
3. Pursuant to the rules governing discovery motions on the Court's website, parties "are not allowed to file a brief in response without leave of Court."
4. Earlier this month, on March 9, 2023, the Court held a discovery conference regarding a dispute between the Parties concerning issues similar to those raised by Plaintiffs'

motion to compel. Both disputes concern documents produced by McDonald's Corporation in separate shareholder litigation proceedings. Minute Entry, Mar. 23, 2023, ECF No. 99; *see also In re: McDonald's Corp. S'holder Derivative Litig.*, No. 2021-0324-JTL (Del. Ch. 2021).

5. This Court resolved the prior dispute by a decision issued on March 23, 2023 declining to order production of the discovery sought by Plaintiffs. Minute Entry, Mar. 23, 2023, ECF No. 99.

6. Plaintiffs' submission in support of their motion to compel is 15 pages long and contains numerous substantive legal arguments.

7. Defendants respectfully submit that the Court's consideration of Defendants' written response would benefit the parties and the Court and improve the efficiency of the upcoming hearing.

8. Defendants have conferred with Plaintiffs' counsel by e-mail, and Plaintiffs' counsel stated that Plaintiffs have no objection to Defendants filing a response to Plaintiffs' motion to compel.

WHEREFORE, Defendants respectfully request that the Court grant Defendants' agreed motion to file their Opposition to Plaintiffs' Motion to Compel Responses to Their Sixth Set of Requests for Production, attached here as Exhibit A.

Dated: March 31, 2023

Respectfully submitted,

s/Elizabeth B. McRee

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*Attorneys for Defendants McDonald's
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McDonald's Restaurants of Florida, Inc.*

CERTIFICATE OF CONFERENCE

The undersigned attests to the following: The Parties have conferred by e-mail correspondence and reached an agreement regarding this motion. On March 30, 2023, Elizabeth McRee, counsel for Defendants, sent an e-mail to Plaintiffs' counsel Douglas Werman, Eve Cervantez, and Sarah Arendt requesting a response regarding whether Plaintiffs would oppose Defendants' motion for leave to file. On March 31, 2023, Douglas Werman responded that Plaintiffs have no objection to Defendants filing a response to Plaintiffs' motion to compel.

Dated: March 31, 2023

Respectfully submitted,

s/Elizabeth B. McRee

Elizabeth B. McRee

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*Attorney for Defendants McDonald's
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CERTIFICATE OF SERVICE

I hereby certify that on March 31, 2023, a copy of the foregoing Agreed Motion for Leave to File Opposition to Plaintiffs' Motion to Compel was served upon all counsel of record via the court's electronic filing system.

Dated: March 31, 2023

Respectfully submitted,

s/Elizabeth B. McRee

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